IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4007 of 2002

For Approval and Signature:

Hon'ble MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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CHETANA BIPINCHANDRA BHATT

Versus

REGIONAL PASSPORT OFFICER

Appearance:

1. Special Civil Application No. 4007 of 2002

MR PP PUROHIT for Petitioner No. 1

MR DN PATEL for Respondent No. 1

CORAM : MR.JUSTICE P.B.MAJMUDAR

Date of decision: 12/04/2002

ORAL JUDGEMENT

#. Rule. Mr.Patel waives service of rule for the respondents. With the consent of the parties, the matter is taken up for final hearing today.

#. The petitioner is a passport holder and in his original passport, his date of birth is shown as 31.12.1947. However, subsequently, the petitioner has realised that his correct birth date is 29.12.1946 which is as per the abstract of birth and death register. The petitioner, thereafter, filed the application for correcting the said birth date. The said application is annexed along with this petition which is dated 10.4.2002. It is an admitted fact that the said application is not yet disposed of. In the circumstances, passport authority is directed to decide the said application in accordance with law and if the authority is satisfied from the record available with him, appropriate order may be passed. Since the petitioner has not taken care earlier by producing cogent material, the petitioner is directed to pay costs of Rs.2000/- (Rupees two thousand only). The said amount of costs is to be deposited with the passport authority on or before 26.4.2002.

#. In view of what is stated above, this petition is allowed. Rule is made absolute to the aforesaid extent with costs as quantified above. D.S.Permitted.

(P.B.Majmudar,J)
(pathan)